

Application No. 09/817,545
Amendment dated December 28, 2005
Reply to Office Action of June 28, 2005

REMARKS

Status Of Application

Claims 1-10 are pending in the application; the status of the claims is as follows:

Claims 2-10 are withdrawn from consideration.

Claim 1 is rejected under 35 U.S.C. § 102(b) as being anticipated by European Application Publication No. 650 292 A1 to Miyawaki et al. ("Miyawaki").

The acknowledgement, in the Office Action, of a claim for foreign priority under 35 U.S.C. § 119(a)-(d), and that the certified copy of the priority document has been received, is noted with appreciation.

The indication, in the Office Action, that the Examiner has no objections to the drawings filed on March 26, 2001, is noted with appreciation.

Objection to the Title

The title has been amended. It is respectfully submitted that the amendment moots the objection. Accordingly, reconsideration and withdrawal of the objection is respectfully requested.

Claim Amendments

Claim 1 has been amended to more particularly point out the subject matter of the invention. These changes do not introduce any new matter.

Claim 1 has been amended to clarify an existing element recited therein. The changes are not necessitated by the prior art, are unrelated to the patentability of the invention over the prior art, and do not introduce any new matter.

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35 U.S.C. § 102(b) Rejection

The rejection of claim 1 under 35 U.S.C. § 102(b) as being anticipated by Miyawaki, is respectfully traversed based on the following.

Claim 1 recited, *inter alia*, that the “controller and/or circuit produces the image data of the image for display by reading out the electric charges from only one row of pixels out of a plurality of consecutive rows of pixels over the entire image sensor.” This was intended to require that some rows are skipped when reading the image sensor. That is, rows that being read and rows that are not being read are interspersed. To clarify this feature of the invention of claim 1, the subject claim is amended to recite that the image data for display is obtained “by reading out the electric charges from selected rows of pixels, the selected rows of pixels being interspersed with non-selected rows of pixels over the entire image sensor.” In contrast, Miyawaki discloses reading out a plurality of contiguous rows, i.e., no skipped rows are interspersed with the read rows. It is respectfully submitted, therefore, that Miyawaki is distinguished by claim 1.

Accordingly, it is respectfully requested that the rejection of claim 1 under 35 U.S.C. § 102(b) as being anticipated by Miyawaki, be reconsidered and withdrawn.

CONCLUSION

Wherefore, in view of the foregoing amendments and remarks, this application is considered to be in condition for allowance, and an early reconsideration and a Notice of Allowance are earnestly solicited.


This Amendment does not increase the number of independent claims, does not increase the total number of claims, and does not present any multiple dependency claims. Accordingly, no fee based on the number or type of claims is currently due. However, if a fee, other than the issue fee, is due, please charge this fee to Sidley Austin Brown & Wood LLP's Deposit Account No. 18-1260.

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If an extension of time is required to enable this document to be timely filed and there is no separate Petition for Extension of Time filed herewith, this document is to be construed as also constituting a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) for a period of time sufficient to enable this document to be timely filed.

Any other fee required for such Petition for Extension of Time and any other fee required by this document pursuant to 37 C.F.R. §§ 1.16 and 1.17, other than the issue fee, and not submitted herewith should be charged to Sidley Austin Brown & Wood LLP's Deposit Account No. 18-1260. Any refund should be credited to the same account.

Respectfully submitted,

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